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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/519,515	12/07/2004	Kyl L. Smith	681132-2

000570
AKIN GUMP STRAUSS HAUER & FELD L.L.P.
ONE COMMERCE SQUARE
2005 MARKET STREET, SUITE 2200
PHILADELPHIA, PA 19103

CONFIRMATION NO. 2543

FORMALITIES LETTER



OC000000016034505

Date Mailed: 05/16/2005

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted*Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is unsigned.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(f) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$65** for a Small Entity

- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

07/15/2005 WASFAW1 00000034 10519515

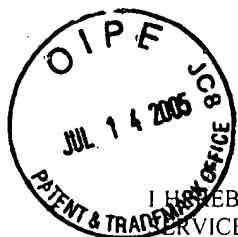
01 FC:2051

65.00 OP

A handwritten signature in black ink, consisting of a series of loops and a long horizontal stroke ending in a small flourish.

Office of Initial Patent Examination (703) 308-1202

PART 3 - OFFICE COPY



I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO: COMMISSIONER FOR PATENTS, P.O. BOX 1450, ALEXANDRIA, VA 22313-1450, ON THE DATE INDICATED BELOW.

BY: Renee Conti

Date: July 12, 2005

MAIL STOP MISSING PARTS

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Patent Application of: :
Kyl L. Smith :
Conf. No.: 2543 : Group Art Unit: Not Yet Assigned
Appln. No.: 10/519,515 : Examiner: Not Yet Assigned
Filing Date: December 7, 2004 : Attorney Docket No.: 681132-2US
Title: COMPOSITIONS FOR IMPROVING METAL PERFORMANCE

TRANSMITTAL OF MISSING PARTS OF APPLICATION
FILING DATE GRANTED

In response to the Notice to File Missing Parts dated May 16, 2005, we submit herewith the following:

- ☒ [X] Copy of the Notice to File Missing Parts of Application -- Filing Date Granted, mailed May 16, 2005.
- ☐ [] No Notice to File Missing Parts has been received.
- ☒ [X] Copy of executed Declaration and Power of Attorney.
- ☐ [] Verified English translation of application as filed.
- ☐ [] Priority document(s): Certified copy(ies) of &@ patent application No(s). &@, filed in &@ on &@ from which priority is claimed under 35 U.S.C. § 119.
- ☐ [] Formal drawings: &@ sheets
- ☐ [] Information Disclosure Statement, PTO/SB/08A and/or PTO/SB/08B, and cited references.
- ☐ [] Preliminary Amendment.

- ☐ Nucleotide and/or Amino Acid Sequence Submission, including:
- ☐ Computer readable copy ☐ Paper Copy ☐ Verified Statement
- ☐ Petition for Extension of Time along with requisite fee.
- ☐ Request for Refund.
- ☐ Request for Corrected Filing Receipt. Attached is a marked-up copy of the Filing Receipt showing corrections.
- ☐ Applicant(s), by its/their undersigned attorney, claim(s) Small Entity Status under 37 C.F.R. §1.27 as ☐ an Independent Inventor, or ☐ a Small Business Concern, or ☐ a Non-Profit Organization.
- ☐ Other: &@

			SMALL ENTITY				LARGE ENTITY	
CLAIMS	NO. FILED	NO. EXTRA	BASIC, SEARCH, AND EXAMINATION FEES: \$ 500			BASIC, SEARCH, AND EXAMINATION FEES: \$1,000		
Total	-20 =		X25	\$	OR	X50	\$	
Independent	- 3=		X100	\$	OR	X200	\$	
<input type="checkbox"/> Multiple Dependent Claims Present			\$180	\$	OR	\$360	\$	
<input type="checkbox"/> Application Size Fee								
Total sheets		Add'l sheets	# of sets of 50 (round up to whole number)					
-100	=	/50 =		x \$250 =	\$	OR	x 125 = \$	
			TOTAL	\$	OR	TOTAL	\$	

- ☒ The following fees noted below are being paid.
- ☒ Surcharge of \$65 for late filing of filing fee and/or Declaration and Power of Attorney.
- ☐ Surcharge of \$130 for late filing of English translation.
- ☐ Extension of Time fee in the amount of \$____.00 (Petition for Extension of Time is attached).
- ☐ Filing Fee in the amount of \$____.00 calculated above.
- ☒ Enclosed is our firm's check in the amount of \$65.00 for the above fee(s).
- ☒ The Commissioner is hereby authorized to charge and/or credit Deposit Account No. 50-1017 (Billing No. 681132.0002) as noted below. A duplicate copy of this sheet is enclosed.
- ☐ The above-calculated fee(s) calculated totaling \$____.00.

- [X] Any overpayments or deficiencies in the above-calculated fee(s).
- [X] Any additional fees required under 37 C.F.R. § 1.16 or § 1.17.
- [X] In the event that a Petition for Extension of Time is required during the prosecution of this application, but not submitted, please charge any extension fee under 37 C.F.R. § 1.136(a) to our Deposit Account noted above.

CORRESPONDENCE ADDRESS

July 12, 2005
(Date)

By:

AARON R. ETTELMAN

Registration No. 42,516

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